

DAVID L. ANDERSON (CABN 149604)

United States Attorney

SARA WINSLOW (DCBN 457643)

Chief, Civil Division

JULIE C. REAGIN (CABN 167934)

Assistant United States Attorney

450 Golden Gate Avenue, Box 36055

San Francisco, California 94102-3495

Telephone: (415) 436-7025

FAX: (415) 436-7181

Julie.Reagin@usdoj.gov

Attorneys for Defendant U.S. Environmental Protection Agency

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

FARMWORKER JUSTICE and
EARTHJUSTICE,

Plaintiffs,

V.

U.S. ENVIRONMENTAL PROTECTION
AGENCY,

Defendant.

No. CV-18-02293-SK

**JOINT STATUS REPORT AND REQUEST TO
CONTINUE CASE MANAGEMENT
CONFERENCE AND ORDER AS MODIFIED**

Pursuant to Court Order dated December 14, 2018, Dkt. No. 27, the parties submit this Joint Status Report in this Freedom of Information Act (“FOIA”) case.

The parties report that they are making progress and that Defendant is in the process of releasing documents pursuant to a review and release schedule in accordance with the parties' Stipulation dated June 8, 2018, Dkt. No. 22. In accordance with the parties' agreement, Defendant released documents on June 29, July 31, August 31, October 1, October 30, November 30, and December 21, 2018. Because of the 5-week partial government earlier this year, Defendant's January release of documents was delayed, and Defendant released its review for both January and February on February 28, 2019. Defendant is continuing to review and release documents on a monthly basis in accordance with the parties'

1 Stipulation.

2 To date, EPA has released a total of 288 records. During the production process, if necessary,
3 the parties will meet and confer in good faith to attempt to resolve any substantive issues relating to
4 EPA's releases or Plaintiffs' FOIA request.

5 To allow time for Defendant to complete its responses to Plaintiffs' FOIA request as stated above and
6 for the parties to resolve as many issues in this matter as possible between themselves, the parties jointly
7 request a further continuance of Initial Case Management Conference. The parties will provide the
8 Court with a joint status report by June 15, 2019. At that time, the parties will either request a further
9 continuance of the Case Management Conference to allow for the remaining production(s) or, if the
10 need arises, request the Court to set a Case Management Conference at that time. The parties
11 respectfully submit that this is the most efficient manner in which to proceed and will conserve both the
12 parties' and the Court's resources.

13
14 Respectfully submitted,

15 DATED: March 14, 2019

16 DAVID L. ANDERSON
17 United States Attorney

18 /s/ Julie C. Reagin
19 JULIE C. REAGIN
Assistant United States Attorney¹

20 Attorneys for Defendant U.S.
Environmental Protection Agency

21 DATED: March 14, 2019

22 EARTHJUSTICE

23 /s/ Carrie Apfel
24 CARRIE APFEL

25 Attorneys for Plaintiffs Farmworker
26 Justice and Earthjustice

27
28 ¹ In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty
of perjury that counsel for Plaintiff has concurred in the filing of this document.

1
2 **ORDER**

3 Pursuant to the stipulation of the parties, and good cause having been shown, the Initial Case
4 Management Conference is continued to June 24, 2019 at 1:30 p.m. The parties will provide the Court
5 with a joint status report by June 14, 2019 and may ask for another extension of the Initial Case
6 Management Conference.

7 **IT IS SO ORDERED.**

8
9 DATED: March 14, 2019

10 
11 SALLIE KIM
12 United States Magistrate Judge
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28